

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION**

ANDREW DANIEL NOVAK,

Plaintiff,

v.

Case No: 6:20-cv-521-GKS-JBT

**COMMISSIONER OF SOCIAL
SECURITY,**

Defendant.

ORDER

THIS CAUSE comes before the Court for consideration upon Plaintiff Andrew Daniel Novak's (Plaintiff Novak) appeal¹ from a final decision² of the Commissioner of the Social Security Administration (the Commissioner) denying his application for Disability Insurance Benefits (DIB) after proceedings before an Administrative Law Judge ("ALJ").³ Plaintiff Novak filed a Memorandum in Support of Plaintiff's Position (Doc. 27). The United States Attorney filed a Memorandum in Support of The Commissioner's Decision. (Doc. 28).

¹ Complaint filed March 23, 2020.

² Decision, April 2, 2019.

³ The Commissioner filed a certified copy of the record before the Social Security Administration. (See Doc. 21.)

On March 17, 2021, the United States Magistrate Judge issued a Report and Recommendation (the Report and Recommendation) recommending that the ALJ's decision be affirmed (Doc. 29). Plaintiff has not filed any objections to the Report and Recommendation.

The ALJ's findings are supported by substantial evidence, and the ALJ applied the proper legal analysis to Plaintiff's disability claims. After *de novo* review of the unobjected to Report and Recommendation (Doc. 29), it is hereby **ORDERED** and **ADJUDGED** as follows:

1. United States Magistrate Judge Joel B. Toomey's Report and Recommendation (Doc. 29) is **APPROVED** and **ADOPTED** and is made part of this Order for all purposes, including appellate review.

2. The Commissioner's final decision in this case is **AFFIRMED** under sentence four of 42 U.S.C. § 405(g). The Clerk of the Court is directed to **ENTER JUDGMENT** accordingly and **CLOSE** the case.

DONE AND ORDERED at Orlando, Florida, this 22 day of April, 2021.



G. KENDALL SHARP
SENIOR UNITED STATES DISTRICT JUDGE

Copies to:

Counsel of Record

Unrepresented Parties